

DAILY DIGEST

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July 29, 1999

**Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

NEWS RELEASES

THE FCC WILL HOLD AN OPEN COMMISSION MEETING ON AUGUST 5, 1999 AT 9:30 AM IN THE COMMISSION MEETING ROOM, 445 12TH STREET, SW, WASHINGTON, D.C.. OMD. Internet URL: https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/Agenda/1999/ag990805.html

PUBLIC NOTICES

Released: July 29, 1999. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG. Contact: Public Reference Room at (202) 418-1933, July 28, 1999. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt072899.pdf

Released: July 29, 1999. PLEADING CYCLE ESTABLISHED FOR COMMENTS ON ARMSTRONG COMMUNICATIONS, INC. PETITION FOR FURTHER RECONSIDERATION. Comment Date: August 30, 1999, Reply Comment Date: September 14, 1999. Common Carrier Bureau Contact: Janice M. Myles at (202) 418-1580. (DA No. 99-1496). Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1999/da991496.wp

Report No: N-129-A. Released: July 29, 1999. THE COMMISSION GRANTED THE FOLLOWING COMMON CARRIER NETWORK SERVICE APPLICATIONS UNDER PART 68 - CONNECTION OF TERMINAL EQUIPMENT TO THE TELEPHONE NETWORK. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Part68_Actions/1999/29jul99r.txt

Report No: TEL-00119. Released: July 29, 1999. INTERNATIONAL AUTHORIZATIONS GRANTED. International Bureau Contact: Telecommunications Division at (202) 418-1460. (DA No. 99-1494). Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1999/da991494.pdf

Report No: 44539. Released: July 29, 1999. BROADCAST ACTIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac990729.txt

Report No: 24539. Released: July 29, 1999. BROADCAST APPLICATIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap990729.txt

Released: July 29, 1999. MASS MEDIA BUREAU ANNOUNCES COMMENCEMENT OF PERIOD FOR FILING COMMENTS ON REQUESTS FOR FLEXIBILITY TO PREEMPT CHILDREN'S EDUCATIONAL AND INFORMATIONAL PROGRAMMING. Comment Date: September 24, 1999, Reply Comment Date: October 8, 1999. Mass Media Bureau Contact: Laura Gallo at (202) 418-1600. (DA No. 99-1484). Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/TV_Notices/da991484.wp

Released: July 29, 1999. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILINGS IN PERMIT-BUT-DISCLOSE PROCEEDINGS. Internet URL:

https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/Exparte/1999/ex990729.html

Report No: 2346. Released: July 29, 1999. OFFICE OF PUBLIC AFFAIRS REFERENCE OPERATIONS DIVISION PETITIONS FOR RULEMAKING FILED. Report No. 2346 - CORRECTED. Internet URL: https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1999/pnmc9059.wp

TEXTS

LONG WELL ELECTRONIC CORP.; MATSUSHITA ELECTRIC CORP. OF AMERICA; NORTEL NETWORKS; UNIDEN ENGINEERING SERVICES; VTECH COMMUNICATIONS LIMITED. Granted petitions for waiver subject to the Commission's decision on reconsideration of the Alameda Order. Action by Deputy Chief, Network Services Division, Common Carrier Bureau. Adopted: July 29, 1999. by Order. (DA No. 99-1489). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1999/da991489.wp

TIME WARNER CABLE. Denied Operator's Petition for Reconsideration of DA 98-1278. Adopted: July 26, 1999. by Order. (DA No. 99-1478). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991478.wp>

TIME WARNER CABLE. Denied Paxson Boston Licensee, Inc.'s Petition for Reconsideration of Time Warner Cable, 12 FCC Rcd 23249 (1997), which granted a petition for special relief for modification of the television market of Station WGOT-TV, Merrimack, NH. Action by Deputy Chief, Cable Services Bureau. Adopted: July 27, 1999. by MO&O. (DA No. 99-1483). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991483.wp>

TIME WARNER CABLE. Denied Operator's Petition for Reconsideration of DA 98-1450 and Approved Operator's Refund Plan. Action by Deputy Chief, Cable Services Bureau. Adopted: July 26, 1999. by Order. (DA No. 99-1479). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991479.wp>

SUBURBAN CABLE TV CO., INC. Denied Suburban's petition for reconsideration of DA 98-1758; approved refund plan. Action by Deputy Chief, Cable Services Bureau. Adopted: February 9, 1999. by Order. (DA No. 99-1477). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991477.wp>

TCI CABLEVISION OF OREGON, INC. Granted operator's Petition for Reconsideration of DA 95-1985 in part and vacated Order DA 95-1985. Action by Deputy Chief, Cable Services Bureau. Adopted: July 26, 1999. by Order. (DA No. 99-1476). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991476.wp>

NORTHEAST KANSAS BROADCAST SERVICES, INC. Granted request for waiver of the Commission's significantly viewed exception to the network nonduplication rules and the syndicated program exclusivity rules filed on behalf of Northeast Kansas Broadcast Service, Inc., licensee of Television Broadcast Station KTKA-TV (ABC, Ch. 49), Topeka, KS. Action by Deputy Chief, Cable Services Bureau. by MO&O. (DA No. 99-1466). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991466.wp>

COMCAST CABLEVISION OF GLOUSTER COUNTY, INC. Granted petition filed by Comcast Cablevision of Gloucester County, Inc., seeking special relief to modify the Philadelphia, PA ADI to exclude Television Broadcast Satation WTVE (Ch. 51), Reading, PA, from carriage on its cable system serving the communities of Clayton, Deptford, East Greenwich, Glassboro, Greenwich, Mantua, National Park, Paulsboro, Wenonah, West Deptford, Westville, Woodbury, and Woodbury Heights, NJ. Action by Deputy Chif, Cable Services Bureau. Adopted: July 28, 1999. by MO&O. (DA No. 99-1488). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991488.wp>

JONES INTERCABLE, INC. Denied complaints filed against its cable programming service tier rates in the City of Alexandria, VA. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: July 28, 1999. by Order. (DA No. 99-1487). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991487.wp>

COSTA DE ORO TELEVISION, INC. Denied must carry complaint filed against Time Warner Cable, operator of a cable television system serving El Segundo, Hawthorne, Lawndale, Gardena and Torrence, CA, seeking carriage. Action by Chief, Consumer Protection and Competition Division, Cable Services Bureau. Adopted: July 28, 1999. by MO&O. (DA No. 99-1486). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1999/da991486.wp>

AMENDMENT OF PARTS 1, 21 AND 74 TO ENABLE MULTIPOINT DISTRIBUTION SERVICE AND INSTRUCTIONAL TELEVISION FIXED SERVICE LICENSEES TO ENGAGE IN FIXED TWO-WAY TRANSMISSIONS. Granted in Part, denied in part petitions for reconsideration and/or clarification of the Order. Dkt No.: MM- 97-217. Action by the FCC. Adopted: July 13, 1999. by R&O. (FCC No. 99-178). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/cor99178.wp

AIRWAVE RADIO, INC. SAN ANTONIO, TEXAS TARGET STATION WDNX 350. Granted Petition for Reconsideration filed by Airwave and set aside award of a finder's preference for Kelley. Also reinstated license for the frequencies targeted in this proceeding at station WDNX 350. by MO&O. (DA No. 99-1493). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da991493.wp>

AMENDMENT OF THE COMMISSION'S RULES REGARDING THE 37.0-38.6 GHZ AND 38.6-40.0 GHZ BANDS. Implements Section 309(j) of the communications Act -- Competitive Bidding, 37.0-38.6 GHz and 38.6-40.0 GHz Bands. Dkt No.: ET- 95-183, PP- 93-253. Action by the FCC. Adopted: July 14, 1999. by MO&O. (FCC No. 99-179). WTB Internet URL:

<https://www.fcc.gov/Bureaus/Wireless/Orders/1999/fcc99179.wp>

CLEAR PAGING, INC, ET AL; CONTACT COMMUNICATIONS, INC. ETA AL; AIRTOUCH PAGING OF CALIFORNIA, ET AL; SIGNAL ONE OF WASHINGTON, ET AL; COMMNET PAGING, INC. Approval of five requests for withdrawl of petitions for reconsideration. Also dismissal as moot five petitions for reconsideration of actions taken by the Commercial Wireless Division's Narrowband Branch, eight petitions to deny certain applications, and one request for waiver. Action by Chief, Policy and Rules Branch, Commercial Wireless Division, Wireless Telecommunications Bureau. Adopted: July 29, 1999. by Order. (DA No. 99-1497). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1999/da991497.wp>

ADDENDA: The following items, released July 28, 1999, did not appear in Digest No. 143:

NEWS RELEASES

FCC CHAIRMAN KENNARD DETAILS THREE PART STRATEGY TO NARROW THE DIGITAL DIVIDE BETWEEN INFORMATION HAVES AND HAVE-NOTS. Details on an investment strategy to narrow the digital divide from FCC Chairman Kennard speech delivered July 28, 1999 in Houston, Texas, hosted by the National Council of La Raza. Contact: Linda Paris at (202) 418-0500. Kennard. Internet URL:
https://www.fcc.gov/Bureaus/Miscellaneous/News_Releases/1999/nrmc9055.wp

JIM CASSERLY, SENIOR LEGAL ADVISOR TO COMMISSIONER NESS TO LEAVE COMMISSION. Ness. Internet URL: https://www.fcc.gov/Bureaus/Miscellaneous/News_Releases/1999/nrmc9054.txt

PUBLIC NOTICES

Report No: 94392. Released: July 28, 1999. CABLE SERVICES ACTION.

Report No: WT 99-263. Released: July 28, 1999. PETITION OF THE WIRELESS CONSUMERS ALLIANCE, INC. FOR A DECLARATORY RULING ON COMMUNICATIONS ACT PROVISIONS AND FCC JURISDICTION REGARDING PREEMPTION OF STATE COURTS FROM AWARDING MONETARY DAMAGES AGAINST CONSUMER PROTECTION OR OTHER STATE LAWS. Comment Date: September 10, 1999, Reply Comment Date: October 12, 1999, Wireless Telecommunications Bureau Contacts: Susan Kimmel or Mary Woytek at (202) 418-1310. (DA No. 99-1458). Internet URL: https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1999/da991458.wp

TEXTS

KANSAS PUBLIC TELECOMMUNICATIONS SERVICES, INC. RENEWAL OF LICENSE FOR STATION KPTS(TV), HUTCHINSON, KS. Denied informal objection filed by Hoop and Chanthabouly; Dismissed as moot licensee's "Motion for leave to file and additional pleading;" granted license renewal application filed by Kansas Public Telecommunications Service subject to a Notice of Apparent Liability for Forfeiture in the amount of \$5,000. Action by Bureau Chief, Mass Media Bureau. Adopted: July 28, 1999. by MO&O. (DA No. 99-1482). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1999/da991482.wp